

**COMBINED DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (*if only one name is listed below*) or an original, first, and joint inventor (*if plural names are listed below*) of the subject matter which is claimed and for which a patent is sought on the invention entitled **DIELECTRIC-IN-DIELECTRIC DAMASCENE PROCESS FOR MANUFACTURING PLANAR WAVEGUIDES**, the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s) as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim the benefit under Title 35, United States Code, § 119(e) and/or § 120 of any United States provisional applications and/or applications listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

60/458,508

March 28, 2003

---

*(Provisional Application No.)*

---

*(Filing Date)*

As a named inventor, I hereby appoint Phyllis T. TURNER-BRIM (Reg. No. 39,864) as well as any other patent attorney and/or agent registered with this office under Customer Number 29050, to prosecute and transact all business in the U.S. Patent and Trademark Office connected with the present application.

I further appoint the attorneys of McDonnell Boehnen Hulbert & Berghoff (Customer Number 20306) as Associate Attorneys for the present case.

All such powers are to be exercised separately or collectively.

Please address all communications regarding this application to Phyllis T. TURNER-BRIM, Esq. at:



**29050**

PATENT TRADEMARK OFFICE

Direct all telephone calls to Phyllis T. TURNER-BRIM at (630) 375-5465.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of **sole or first inventor**:

David G. MIKOLAS

Inventor's Signature:

Date:

11/15/02



Residence Address:

(complete mailing address)

Citizenship:

17800 Colima Rd., Apt 386  
Rowland Heights, CA, 91748, US  
US

\* \* \* \*



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

MAY 07, 2003

PTAS

CABOT MICROELECTRONICS CORPORATION  
PHYLLIS T. TURNER-BRIM, ESQ.  
870 NORTH COMMONS DRIVE  
AURORA, IL 60504

**\*700029678A\***

**\*700029678A\***

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 05/06/2003

REEL/FRAME: 013630/0555  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

MIKOLAS, DAVID G.

DOC DATE: 11/15/2002

ASSIGNEE:

CABOT MICROELECTRONICS CORPORATION  
870 NORTH COMMONS DRIVE  
AURORA, ILLINOIS 60504

SERIAL NUMBER: 60458508  
PATENT NUMBER:

FILING DATE:  
ISSUE DATE:

LAZENA MARTIN, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

## **ASSIGNMENT**

**WHEREAS**, I/we, David G. MIKOLAS, of Rowland Heights, California have invented and own a certain invention entitled **DIELECTRIC-IN-DIELECTRIC DAMASCENE PROCESS FOR MANUFACTURING PLANAR WAVEGUIDES** for which invention I/we have executed an application (provisional or non-provisional) for a United States patent, filed on **March 28, 2003**, under Application No. **60/458,508**; and

**WHEREAS**, Cabot Microelectronics Corporation, of 870 North Commons Drive, Aurora, Illinois, 60504, (hereinafter referred to as Assignee), is desirous of acquiring the entire domestic and foreign right, title, and interest in and under the invention described in the patent application;

**NOW, THEREFORE**, for good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, I/we assign and transfer to the Assignee and the Assignee's legal representatives, successors and assigns the full and exclusive rights in and to the invention in the United States and every foreign country and the entire right, title, and interest in and to the patent application and other such applications (e.g., provisional applications, non-provisional applications, continuations, continuations-in-part, divisionals, reissues, renewals, and extensions) that may be filed in the United States and every foreign country on the invention, and the patents or extensions thereof, both foreign and domestic, that may issue thereon, and I/we do hereby authorize and request the Commissioner of Patents and Trademarks to issue United States patents to the above-mentioned Assignee agreeably with the terms of this assignment document.

**I/WE HEREBY AUTHORIZE** the Assignee to insert in this assignment document the filing date and serial number of the application if the date and number are unavailable at the time this document is executed.

**UPON SAID CONSIDERATION**, I/we convey to the Assignee the right to make application in its own behalf for protection of the invention in countries foreign to the United States and to claim under the International Convention and/or other international arrangement for any such application the date of the United States application (or any other application on the invention) to gain priority with respect to other applications.

**I/WE DO HEREBY COVENANT** and agree with the Assignee that I/we will not execute any writing or do any act whatsoever conflicting with the terms of this assignment document set forth herein, and that I/we will at any time upon request, without further or additional consideration, but at the expense of the Assignee, execute such additional assignments and other writings and do such additional acts as the Assignee may deem necessary or desirable to perfect the Assignee's enjoyment of this assignment, and render all necessary assistance in making application for and obtaining original, continuation, continuation-in-part, divisional, reissued, renewal, or extended patents of the United States or of any and all foreign countries on the invention, and in enforcing any rights or choses in action accruing as a result of such applications or patents, and by executing statements and other affidavits, it being understood that the foregoing covenant and agreement shall bind, and inure to the benefit of, the assigns and legal representatives of all parties hereto.

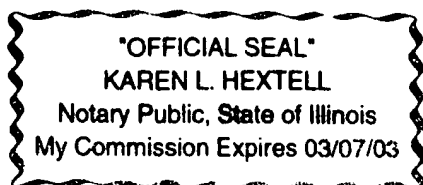
**IN WITNESS WHEREOF**, I/we have hereunder set my/our hands on the dates shown below.

Date 11/15/02

David G. Mikolas  
David G. MIKOLAS

STATE OF Illinois )  
COUNTY OF Grundy ) ss.

On this 15<sup>th</sup> day of November, 2002, before me personally appeared **David G. MIKOLAS**, known to me to be the individual described herein and who executed the foregoing instrument, and (s)he duly acknowledged to me that (s)he executed the same for the purpose therein set forth.



Karen L. Hextell  
NOTARY PUBLIC  
My Commission Expires: 03/07/03

\*\*\*\*\*